

OPINION 833

LIMACIA MÜLLER, 1781 (GASTROPODA): DESIGNATION OF A TYPE-SPECIES UNDER THE PLENARY POWERS

RULING.—(1) Under the plenary powers all designations of type-species for the nominal genus *Limacia* Müller, 1781, made prior to the Ruling now given are hereby set aside and the nominal species *Doris clavigera* Müller, 1776, is hereby designated to be the type of that genus.

(2) The generic name *Limacia* Müller, 1781 (gender : feminine), type-species, by designation under the plenary powers in (1) above, *Doris clavigera* Müller, 1776, is hereby placed on the Official List of Generic Names in Zoology with the Name Number 1774.

(3) The specific name *clavigera* Müller, 1776, as published in the binomen *Doris clavigera* (type-species of *Limacia* Müller, 1781) is hereby placed on the Official List of Specific Names in Zoology with the Name Number 2217.

HISTORY OF THE CASE (Z.N.(S.) 1665)

The present case was submitted to the office of the Commission by Dr. Henning Lemche in September 1964. Dr. Lemche's application was sent to the printer on 29 September 1964 and was published on 18 May 1965 in *Bull. zool. Nomencl.* 22 : 100. Public Notice of the possible use of the plenary powers in the present case was given in the same part of the *Bulletin* as well as to the other prescribed serial publications (Constitution Art. 12b; *Bull. zool. Nomencl.* 21 : 184). The application was supported by Prof. H. Engel, Dr. J. Nijssen-Meyer and Mr. Joshua L. Baily, Jr.

DECISION OF THE COMMISSION

On 19 April 1967 the Members of the Commission were invited to vote under the Three-Month Rule on Voting Paper (67)25 either for or against the proposal set out in *Bull. zool. Nomencl.* 22 : 100. At the close of the prescribed voting period on 19 July 1967 the state of the voting was as follows:

Affirmative votes—eighteen (18), received in the following order: China, Vokes, Mayr, Sabrosky, Alvarado, Boschma, Obruchev, Holthuis, Uchida, Lemche, Munroe, do Amaral, Tortonese, Forest, Stoll, Bonnet, Ride, Evans.

Negative votes—three (3): Binder, Mertens, Kraus.

Voting Papers not returned—two (2): Hubbs, Simpson.

Commissioners Jaczewski and Brinck returned late affirmative votes. The following comments were made by Commissioners returning negative votes:

Dr. E. Binder (24.v.67): "As Dr. Lemche puts it, *Limacia* was a completely forgotten name for 170 years, from 1781 to 1959, and it should have remained so. The purpose of the Commission's plenary powers is to promote stability in exceptional cases where this is not achieved by applying the rules; it is not to sanction the unearthing of never-used names."

Dr. Otto Kraus (17.vii.67): "All problems are solved by the designation of *Doris clavigera* Müller, 1776, as type-species of *Limacia*. An earlier selection of a genotype, which would upset the present one, is not known—even to the

applicant. Since there are no other problems, I cannot find any reason for an action by the Commission. The argument that there might (!) be an 'undetected earlier and inadequate type designation' should not be a reason for the Commission to 'use its plenary powers to set aside all [potential] type-designations for the nominal genus ' as 'a safeguard', as is requested by Dr. Lemche."

ORIGINAL REFERENCES

The following are the original references for names placed on Official Lists by the Ruling given in the present Opinion:

clavigera, *Doris*, Müller, 1776, *Zool. dan. Prodr.* : 229

Limacia Müller, 1781, *Zool. dan.* (ed. 2) (Danish edition) 1 : 65.

CERTIFICATE

I certify that the votes cast on Voting Paper (67)25 were cast as set out above, that the proposal contained in that Voting Paper has been duly adopted under the plenary powers, and that the decision so taken, being the decision of the International Commission, is truly recorded in the present Opinion No. 833.

W. E. CHINA

Acting Secretary

International Commission on Zoological Nomenclature

London

13 September 1967